

DEPARTMENT OF PUBLIC WELFARE

TO: Hon. Karl F. Rolvaag, Governor August 4, 1965
Hon. A. M. Keith, Lieutenant Governor
Mr. Stephen Quigley, Commissioner, Department of Administration
Mr. Robert W. Mattson, Attorney General
Mr. John Jackson, Director, Civil Service Department
Mr. Morris Hursh, Commissioner, DPW
DPW Cabinet
Mental Health Medical Policy Committee
Children's Mental Health Committee
Citizens Mental Health Review Committee
Hospital Construction Advisory Council
Mental Health Planning Council
Mental Retardation Planning Council
State Advisory Council on Comprehensive Community Mental Health
Center Construction
State Advisory Council on Mental Retardation Facilities Construction
Legislative Building Commission
Medical and Administrative Chiefs - All Institutions
Program, Clinical Directors and Board Chairmen, Community Mental
Health Centers
Mental Health Executive Council
Regional Coordinating Committees
University of Minnesota - Dept. of Psychiatry & Neurology
Pediatrics
Public Health
School of Hospital Administration
Mayo Clinic, Psychiatry Section - Attention Dr. Edward Litin
Mr. Virgil Shoop, Acting Program Director, Mental Health Services,
560 Westport Road, Kansas City, Missouri 64111
VA Hospitals. - Minneapolis and St. Cloud

FROM: David J. Vail, M. D.
Medical Director

SUBJECT: 1965 Legislation

The official 1965 statutes are now available to us. Attached are copies of four chapters relating to mental health and mental retardation. Some of you have received one or more of these in earlier distributions.

Chapter 293 relates to the Owatonna State School, and clarifies the function and the range of services permissible at the institution.

Chapter 389 amends the community mental health services act to allow for mortgage or other financial costs in connection with construction under the auspices of P.L- 88-164, and it also raises the per capita state share.

Chapter 480 relates to daytime activity centers for the mentally retarded, and introduces local tax levying powers somewhat similar to those in the community mental health act.

1965 legislation - #2

August 4, 1965

Chapter 626 is the general facilitating legislation that clarifies the status of the Commissioner of Public Welfare as the state official responsible for the administration of P.L. 88-I64 at the state level,

DJV:rcj
Enclosures

CHAPTER 293 - \$. P. No. 501

AN ACT relating to the Owatonna State Schools amending Minnesota Statutes, 1961, Section 247.14, as amended.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 247.14, as amended by Laws 1963, Chapter 600, Section 1, is amended to read:

247.14 (Owatonna State School; Vocational Training for Mentally Deficient.)
The Owatonna state school shall be used as a state institution to provide academic education, vocational training, and such related services as are necessary to achieve the same for mentally deficient persons under age 21.

App. 4-30-65

CHAPTER 389 - S. F. No. 241

AN ACT relating to state grants-in-aid to assist local communities in establishing and operating community mental health programs; amending Minnesota Statutes 1961, Section 245.65, Subdivision 1, as amended.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1961, Section 245*65, Subdivision 1, as amended by Laws 1963, Chapter 796, Section 1, is amended to read:

245.65 (Community Mental Health; Limitation on Grants.) Subdivision 1. Except as hereinafter provided, grants for any program shall not exceed 50 percent of the total expenditures for (a) salaries, (b) contract facilities and services, (c) operation, maintenance, rental and service costs, (d) per diem and travel expense of members of community mental health boards, and (e) mortgage or other financial costs specifically approved by the commissioner of public welfare for buildings and facilities constructed under the auspices of community mental health centers construction programs sponsored by the government of the United States, and (f) other expenditures specifically approved and authorized by the commissioner of public welfare, nor shall they exceed in any fiscal year 55 cents per capita of the area served by the program. Where any county served by a program hereunder has an assessed valuation of real and personal property of less than \$13,000,000 and the required total mill levy for all costs, including administrative costs, for all forms of public assistance exceeds by 50 percent or more the average required mill levy for such costs in all counties of the state, and the levy is insufficient to pay the county's share of such costs, said county may levy annually, for the purposes of this act, a special tax in excess of any statutory limitation of not to exceed two mills and grants hereunder, attributable to such county's proportionate share of the total expenditures based on the ratio of such county's population to the total population of the area served by the program, may exceed 50 percent of the total expenditures but shall not exceed 83 cents per capita of such county. No grants shall be made for capital expenditures, except as herein provided. Grants may be made for expenditures for mental health services whether provided by operation of a local facility or through contract with other public or private agencies.

CHAPTER 480 - S. F. No. 473

An Act relating to activity centers for the mentally retarded; providing for state grants-in-aid to assist local communities and nonprofit corporations in establishing and operating such centers; authorizing local tax levies and grants-in-aid for such activity centers; amending Laws 1963, Chapter 830, Section 2.

Be it enacted by the Legislature of the State of Minnesota:

Section 1, Laws 1963, Chapter. 830, Section 2, is amended to read:

Sec. 2 (252.22) (Applicants for Assistance; Tax Levy.) Any city, village, town, county or non-profit corporation or any combination thereof, may apply to the commissioner of public welfare for assistance in establishing and operating a daytime activity center and program for mentally retarded persons. Application for such assistance shall be on forms supplied by the commissioner. Each applicant shall annually submit to the commissioner its plan and budget for the next fiscal year. No applicant shall be eligible for a grant hereunder unless its plan and budget have been approved by the commissioner.

Any city, town, village, or county is authorized, at the discretion of its governing body, to make grants from special tax revenues or from its general revenue fund to any nonprofit organization, governmental or corporate, within or outside its jurisdiction, that has established a daytime activity center for the mentally retarded. In order to provide necessary funds to establish and operate daytime activity centers for the mentally retarded, the governing body of any city, town, village, or county may levy annually upon all taxable property in such city, town, village, or county, a special tax in excess of any statutory or charter limitation but such levy shall not exceed one mill except in counties containing cities of the first class where the limit shall be one tenth of a mill. The governing body of any city, town, village, or county may make such a levy, where necessary, separate from the general levy. Nothing contained herein shall in any way preclude the use of funds available for this purpose under any existing statute or charter provision relating to cities, towns, villages, or counties.

CHAPTER 626 - S. F. No. 1274

AN ACT relating to state participation in federally aided mental retardation facilities and community mental health center construction.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. The commissioner of public welfare is hereby designated the state agency to establish and administer a state-wide plan for the construction, equipment maintenance, and operation of any facilities for the care, treatment, diagnosis, or rehabilitation of the mentally retarded or mentally ill which are or may be required as a condition for eligibility for benefits under any federal law and in particular under the Federal Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963 (P.L. 88-164). The commissioner of public welfare is authorized and directed to receive, administer, and expend any funds that may be available under any federal law or from any other source, public or private, for such purposes.

Sec. 2. The commissioner of public welfare is authorized and empowered to comply with all conditions and requirements necessary to receive federal aid or grants with respect to the establishment, construction, maintenance, equipment or operation, for all the people of this state, of adequate facilities and services as specified in Section 1, including the authority:

(a) To designate or establish a state advisory council, with representation as required as a condition of eligibility for benefits under any federal law, to consult with him in carrying out the purposes of this act;

(b) To provide an inventory of existing facilities or a particular category thereof, and to survey the need for additional facilities;

(c) To develop and administer a construction program or programs which, in conjunction with existing facilities will afford adequate facilities to serve the people of this state;

(d) To provide for priority of projects or facilities;

(e) To provide to applicants an opportunity for a hearing before him.

(f) To prescribe and require compliance with such standards of maintenance and operation applicable to such facilities as are reasonably necessary to protect the public health, welfare, and safety;

(g) To promulgate rules and regulations as to methods of administration, reporting and personnel standards.

Sec. 3. This act is effective upon final enactment.